IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1191 OF 2006

Prakash Harklal Alias Bacchu Shaha ..Applicant.
V/s
State of Maharashtra ..Respondent.

Mr. R.R. Salve with Mr. Parimal R. Salvi for the applicant.

Mr. R.Y. Mirza, A.P.P. for the State.

CORAM : V.M. KANADE, J.
DATE : 27TH MARCH, 2006.

P.C.

. Heard the learned Counsel for the applicant and the learned A.P.P. for the State.

2. The applicant has an apprehension that he is likely to be arrested in connection with offence which is registered vide CR.Nos. 62/2005 and 63/2005 dated 18/12/2005 which is registered at Shrivardhan Police Station. It is alleged that there was a riot between two groups and F.I.R. registered with the police station against almost 100 peoples. Most of them have been arrested and have been released on bail. It is the contention of the applicant that his name as alleged to

be mentioned as accused No.89 and it is mentioned there as son of Bacchu Gujar. The contention of the applicant is that his father's name is Haraklal Alias Bacchu Shaha. The applicant is known as Prakash Bacchu Shah. He submits that since the investigation is over and all the applicants have been released on bail the present applicant in the event of arrest be released on bail. Since it is a case of riot, which has taken place near Shrivardhan Police Station between two groups and specific role has not been attributed, so far as present applicant, case is made out for grant of Anticipatory Bail therefore, in the event of arrest the applicant be released on bail in the sum of Rs. 5000/- with one or two sureties in the like amount. The Sessions Court has not passed a reasoned order and has not stated why the apprehension of the applicant regarding his arrest is not bonafide.

3. The applicant however shall report to Shirvardhan Police Station for a period of 8 days from 3rd April, 2006 from 11 a.m. to 5 p.m.. The applicant thereafter shall report once in a month.

4. The application is disposed of.

[V.M. KANADE, J.]